

CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO. _____

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

In re: Mary Smith Carta
Hairdresser/Cosmetician Applicant

Petition No. 891212-20-015

Lic # 042072

CONSENT ORDER

WHEREAS, Mary Smith Carta, of Ridge Road, Chester, Connecticut, has made application to the Department of Health Service to be licensed as a registered hairdresser and cosmetologist pursuant to Chapter 387 of the General Statutes of Connecticut, as amended; and

WHEREAS, Mary Smith Carta, hereinafter referred to as the Respondent, hereby admits as follows:

1. She graduated from the Gal Mar Academy for hairdressers and cosmetologists in July 1985.
2. She has been practicing in Connecticut as a hairdresser and cosmetologist on a consistent basis since her graduation.
3. Her unlicensed practice has occurred at the Hairport in Hamden, Donna's Headlines in Madison, and Aronson's Hair Design in Clinton, Connecticut.
4. Customer Sam Pearce complained directly to her about a hair cut the respondent had given him, and to the State Department of Health Services by letter.
5. By her actions described in paragraphs 2., 3., and 4. above, she has committed acts which failed to conform to the accepted standards of hairdressers and cosmeticians and she is subject to denial of licensure by the Department of Health Services under §19a-14 of the Connecticut General Statutes.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, Mary Smith Carta hereby stipulates and agrees to the following:

1. That she waives her right to a hearing on the merits of this matter;
2. That when she satisfies the requirements for licensure as a hairdresser and cosmetician as set forth in Connecticut General Statutes §20-252 and/or §20-254, she shall be granted a hairdresser and cosmetician license.
3. That she is hereby reprimanded.
4. That her license to practice hairdressing and cosmetology shall be suspended immediately upon its issue for a period of three months.
5. That said suspension shall be stayed immediately, and she shall be on probation for six months under the following terms and conditions:
 - a. That within three months of the issue of her license, the respondent shall at her own expense, attend, participate in and successfully complete 25 hours of supervised hair shaping and styling at a Connecticut licensed hairdressing and cosmetology school and shall have the head of the school report same to:

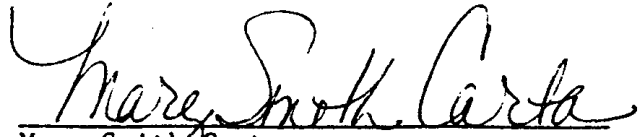
Lynne Hurley, Investigator
Division of Medical Quality Assurance
Department of Health Services
150 Washington Street
Hartford, Connecticut 06106
 - b. The Respondent hereby assumes full responsibility for the timely filing of the report referred to in 5.a. above;
6. That she is hereby assessed a civil fine of \$350.00. Said penalty shall be paid to:

Treasurer, State of Connecticut
Department of Health Services
Public Health Hearing Office
150 Washington Street
Hartford, Connecticut 06106

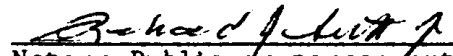
Payment of the aforementioned fine by certified check shall accompany this document upon execution by Mary Smith Carta.

7. That any deviation by the Respondent from the terms of probation specified in paragraphs 5.a.- 5.b. above shall constitute a violation of probation and may result in the summary suspension of her license.
8. That she understands that this Consent Order may be considered as evidence of the above admitted violations in any proceeding before the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians (1) in which her compliance with this same order is at issue, or (2) in which her compliance with §20-263 of the General Statutes of Connecticut, as amended, is at issue.
9. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive her of any rights that she may have under the laws of the State of Connecticut or of the United States.
10. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department of Health Services at any time prior to its being executed by the last signatory.
11. That this Consent Order is effective when accepted and approved by a duly appointed agent of the Department of Health Services.
12. That she has the right to consult with an attorney prior to signing this document.

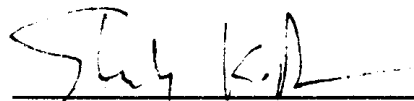
I, Mary Smith Carta have read the above Consent Order, and I agree and admit to the terms and allegations set forth therein. I further declare the execution of this Consent Order to be my free act and deed.


Mary Smith Carta

Subscribed and sworn to before me this 1st day of February 1990.


~~Notary Public~~ or person authorized
by law to administer an oath or
affirmation
Commissioner of the Superior Court

The above Consent Order having been presented to the duly appointed agent of the Commissioner of Health Services on the 8th day of February 1990, it is hereby ordered and accepted.


Stanley K. Peck, Director
Division of Medical Quality Assurance

EMS:dm
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